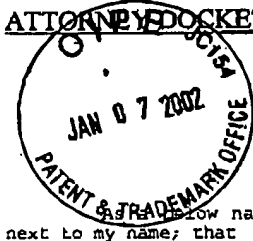


ATTORNEY DOCKET: P-7707.01CIP



United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

I, the below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **APPARATUS AND METHOD FOR CREATING, MAINTAINING, AND CONTROLLING A VIRTUAL ELECTRODE USED FOR THE ABLATION OF TISSUE**

The specification of which

a. is attached hereto

b. ☒ was filed on July 11, 2001 as application serial no. 09/903,295 and was amended on (if applicable) (in the case of a PCT-filed application) described and claimed in international no. filed and as amended on (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

☒ no such applications have been filed.

☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC §119

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE

ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE

I hereby claim the benefit under Title 35, United States Code, §112/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

§ 1.56 Duty of disclosure; fraud, striking or rejection of applications.

(a) A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

We hereby claim priority benefits under Title 35, United States Code, §119(e)(1) of any U.S. provisional application listed below:

U.S. APPLICATION NUMBER	DATE OF FILING	STATUS (patented, pending, abandoned)
09/347,635	July 6, 1999	Pending
60/091,959	July 7, 1998	Pending

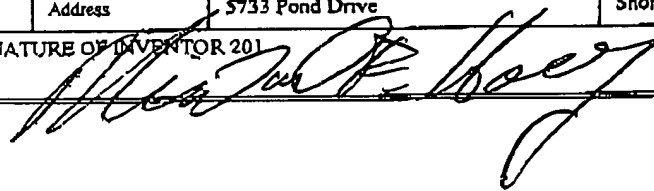
I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Harold R. Patton	Reg. No. 22,157	Beth L. McMahon	Reg. No. 41,987	Kenneth J. Collier	Reg. No. 34,982
Michael J. Jaro	Reg. No. 34,472	Daniel W. Lauham	Reg. No. 30,401	Thomas G. Berry	Reg. No. 31,736
Gina Wolde-Michael	Reg. No. 36,724	Curtis D. Kinghorn	Reg. No. 33,926	Stephen Walter Bauer	Reg. No. 32,192
Thomas F. Woods	Reg. No. 36,726	Eric R. Waldoetter	Reg. No. 36,713	Timothy A. Czaja	Reg. No. 39,649

Please direct all correspondence in this case to:

Timothy A. Czaja
DICK, BILLIG & CZAJA, P.A.
701 Fourth Avenue South, Suite 1250
Minneapolis, Minnesota 55432-5604
Telephone: (612) 573-2000
Facsimile: (612) 573-2005

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and perjury are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Inventor	FIRST NAME	MIDDLE INITIAL	LAST NAME
	Michael	F.	Hoe
	CITY	STATE OR FOREIGN COUNTRY	CITIZENSHIP
	Shoreview	Minnesota	USA
Post Office Address	POST OFFICE ADDRESS	CITY	STATE/ZIP/COUNTRY
5733 Pond Drive	5733 Pond Drive	Shoreview	Minnesota 55126, United States of America
SIGNATURE OF INVENTOR 201			DATE
			

2	Full Name of Inventor	FIRST NAME Mark	MIDDLE INITIAL A	LAST NAME Christopherson
0	Residence & Citizenship	CITY Shoreview	STATE OR FOREIGN COUNTRY Minnesota	CITIZENSHIP USA
2	Post Office Address	POST OFFICE ADDRESS 4100 Reiland Lane	CITY Shoreview	STATE/ZIP/COUNTRY Minnesota 55126, United States of America
SIGNATURE OF INVENTOR 202 <i>Mark A. Christopherson</i>				DATE 10/26/01

Mary Hilke



20031031 09:50 FAX 7033080758

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael F. Hoey et al. Docket No.: M190.133.102
Serial No.: Pending
Filed: Herewith
Title: APPARATUS AND METHOD FOR CREATING, MAINTAINING, AND
CONTROLLING A VIRTUAL ELECTRODE USED FOR THE ABLATION OF
TISSUE

Continuation Application of:

Applicant: Michael F. Hoey et al. Examiner: Michael F. Peffley
Serial No.: 09/903,296 Group Art Unit: 3739
Filed: July 11, 2001 Docket No.: M190.133.101
Title: APPARATUS AND METHOD FOR CREATING, MAINTAINING, AND
CONTROLLING A VIRTUAL ELECTRODE USED FOR THE ABLATION OF
TISSUE

CHANGE OF ATTORNEY'S ADDRESS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

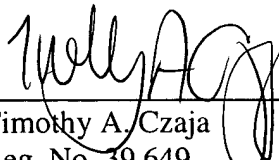
Sir/Madam:

Please send all correspondence for this matter to the following address:

DICKE, BILLIG & CZAJA, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402

Please direct telephone calls to: **Timothy A. Czaja** at (612) 573-2004.

Date: October 31, 2003
TAC:jmc



Timothy A. Czaja
Reg. No. 39,649
DICKE, BILLIG & CZAJA, PLLC
Fifth Street Towers, Suite 2250
100 South Fifth Street
Minneapolis, MN 55402
Telephone: (612) 573-2004
Facsimile: (612) 573-2005